

REMARKS

In a Notice of Non-Compliant Amendment mailed on January 7, 2009 ("the Notice"), the Examiner indicated that the Amendment filed by Applicant on October 14, 2008 ("the October Amendment") is non-compliant with 37 CFR 1.121 or 1.4. Specifically, the Examiner indicated in the Notice that the October Amendment "lacks a statement of no new matter" and inquired as to "where in the filed application is there support for the new amendments to the claims."

The amendments to the claims included in the October Amendment do not introduce new matter. They are supported, by way of example and not by way of limitation, by disclosure in paragraphs 27-29 of the originally filed application (in part describing enabling signals in conjunction with a remote facility and an intermediary, as recited in the amended claims of the October Amendment).

In view of the foregoing remarks, Applicant respectfully requests reconsideration of this application, including the October Amendment, as well as the timely allowance of the pending claims.

Please grant any extensions of time required to enter this response and charge any additional required fees to our deposit account 03-1129.

Respectfully submitted,

CATERPILLAR INC.

Dated: March 5, 2009

/#45464 J. Derel Monteith Jr./
By: _____
J. Derel Monteith Jr.
Reg. No. 45,464